

Application for the Indiana Supreme Court

Hon. Darrin Dolehanty

Wayne Superior Court #3

Part 1, Sections 1-11

1. Contact/General Information

A. Full legal name and any former names:

Darrin Mark Dolehanty

B. State the full name, age, and relationship of each person residing in your household. For each adult living in the household (other than yourself), also state the person's occupation and employer:

Cherie Dolehanty (spouse) (46)
Academic Advisor, Indiana University East

C. Business address, email, and telephone number:

Wayne Superior Court #3
301 East Main Street
Richmond, IN 47374
ddolehanty@wayneco.us (work)
(765) 973-9269

D. Attorney number: 16693-02

E. Month and year you were admitted to the Indiana Bar: October, 1992

a. Indicate current law license status, i.e. active/inactive/retired: Active

b. If you are or have been a member of the Bar of any other state, identify the jurisdiction and provide date(s) of admission and current license status: N/A

F. Date and place of birth: November 12, 1963 Richmond, Indiana

G. County of current residence and date you first became a resident:

Wayne County, November 12, 1963

2. Secondary Education/Military Experience

- A. List all undergraduate colleges and universities you attended. Include the school name; dates enrolled; degree or certificate earned; and any academic honors, awards, or scholarships you received and when:

Indiana University, Bloomington	AY 1982-83	
Indiana University East (Richmond)	AY 1983-84	
Indiana University, Bloomington	AY 1984-88	B.S Public Affairs

- B. Include with your original application a certified transcript from each school named in Subsection 2A, and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it *before* copying.)
- C. If applicable, list any military service. Include the name of the military branch; dates of service; last rank achieved; and any honors, awards, or commendations received and when. Attach a copy of your Certificate of Release or Discharge from active duty ("DD 214" paperwork). N/A I have not served in the armed forces.

3. Post-Secondary Education

- A. List all law schools, graduate schools, and post-J.D. programs attended. Include the school name; dates enrolled; degree or certificate earned; class rank; and any academic honors, awards, or scholarships you received and when.

Indiana University School of Law (Bloomington) 1989-92 J.D.

Graduate Program for Indiana Judges (2004)

Indiana Judicial College (2007)

- B. Include with your original application a certified transcript from each school named in Subsection 3A, and attach copies of each transcript to each application copy. (If your social security number is on your transcripts, redact it *before* copying.)

4. Employment

- A. Provide your employment history since graduation from college. Include name of employer, titles or positions, locations, and dates of employment.

I entered law school upon completing my undergraduate studies. While in law school, I worked in a residence hall on the IU campus, first as a Graduate Resident Assistant ("G.R.A.") and then as the Assistant Coordinator ("A.C."). These positions provided me with room and board, as well as a modest stipend. Following my second and third years of law school, I clerked with a law firm in my home town. Once I passed the Bar examination, I became an associate with that same firm. In 1994, while still associated with the law firm, I took on a part-time position with the local Prosecuting Attorney's office. In January, 1995, I accepted a full-time position as Deputy Prosecuting Attorney, and closed my private practice at the law firm. In January 1998, I was promoted to Chief Deputy Prosecutor, and remained in that position until taking the bench. I have served as Judge of the Wayne Superior Court #3 since January 2003.

Indiana University, Department of Residence Life, Bloomington, Indiana	
August, 1990 – May, 1991	Graduate Resident Assistant
August, 1991 – December, 1991	Graduate Resident Assistant
January, 1992 – May, 1992	Assistant Coordinator

Reller, Mendenhall, Kleinknecht & Milligan, Attorneys at Law, Richmond, Indiana	
May, 1991 – August, 1991	Law Clerk
May, 1992 – October, 1992	Law Clerk
October 1992 – December, 1994	Attorney

Office of the Wayne County Prosecuting Attorney, Richmond, Indiana	
March 1994 – December, 1997	Deputy Prosecuting Attorney
January, 1998 – December, 2002	Chief Deputy Prosecuting Attorney

Indiana University East, Richmond, Indiana	
2002 – 2015	Adjunct Faculty

Judge, Wayne Superior Court #3, Richmond, Indiana	
January 1, 2003 - Present	

- B. If applicable, describe the nature and extent of your practice of law (present and former), and provide the names of your partners, associates, office mates, and employers.

As noted in Section 4A, above, after passing the Bar examination in 1992, I worked at the law firm of Reller, Mendenhall, Kleinknecht & Milligan, in Richmond, Indiana, through December, 1994. During those years, the firm consisted of William Reller, George Reller, William Kleinknecht, Thomas Milligan, James Puckett (retired Judge of the Wayne Circuit Court), Kent Klinge, Ronald Cross, and Walter Chidester. We were a general, civil practice law firm, handling all types of civil law matters. Amongst other clients, our firm represented the City of Richmond, the Wayne County Sheriff's Department Merit Board, and the Richmond Community School Corporation.

While employed as a Deputy Prosecutor, and later as Chief Deputy Prosecutor, from 1994 through 2002, I had the privilege of working with the following attorneys:

Terry O'Maley (Prosecuting Attorney, through December, 1999)

David A. Kolger (Prosecuting Attorney, as of January, 2000; and currently serving as the Judge of the Wayne County Circuit Court)

Kathy Kolger (Retired Prosecuting Attorney of Union County, Indiana)

Charles Todd, Jr. (currently serving as the Judge of the Wayne Superior Court #1)

Sheila Zwickey (retired Prosecuting Attorney of Rush County, Indiana)

Ronald Jordan (retired Prosecuting Attorney of Union County, Indiana)

Matthew Cox (currently serving as the Judge of the Union Circuit Court)

Mark Mader

David L. McClintock

Also throughout my years in the Prosecutor's office, I was honored to work with a wonderful support staff, many of whom are still employed with that office:

Juanita Carter, Melissa (King) Dunnington, Paulette Miller (retired), Cheray Krick, and Nikki (Carter) Cox, who later became my first Court Reporter.

For the first eleven (11) years as Judge of the Wayne Superior Court #3, I was fortunate to work directly with Juvenile Magistrate David Stewart. Upon Magistrate Stewart's retirement in February 2015, I appointed Kaarin Lueck to serve as my Magistrate. My staff also includes: Becky Fanning, Jennifer Haskett, Karan Jacobs, and Jimmy Bailey. Karen Bowen serves as the Director of my CASA program.

5. Trial/Judicial Experience

A. Describe the extent of your jury trial experience, if any.

As a Deputy Prosecutor and Chief Deputy Prosecutor, I represented the State of Indiana in over twenty (20) jury trials, including such charges as Murder, Rape, Burglary, Child Molesting, Theft, Auto Theft, and various controlled substance offenses.

Since taking the trial court bench in January, 2003, I have presided over approximately twenty (20) jury trials.

B. Describe the extent of your bench trial experience, if any.

Since taking the trial court bench in January, 2003, I have presided over approximately two hundred (200) bench trials.

C. If applicable, describe the nature and extent of your judicial experience (including as a judge *pro tempore*). Include a description of your experience presiding over jury trials, if any.

I have been honored to serve as the Judge of the Wayne Superior Court #3, since January, 2003. Superior Court #3 is a general jurisdiction trial court. Pursuant to local rule, our docket includes all misdemeanors, small claims, infractions, ordinance violations and traffic-related felonies, and serves as the Juvenile Court for our county.

During the past thirteen (13) years as Judge, I have presided over approximately twenty (20) jury trials.

I have also served as Special Judge for the Courts of Union, Rush, Fayette, Franklin and Henry counties.

6. Professional Experience

Include as writing samples, four selections (in total) from the written materials listed below in Subsections 6A – 6C.

- A. If applicable, list up to five trial or appellate briefs and/or judicial opinions you have written. Refer to them by caption, case number, and filing date.

I am attaching four recent orders for your review. Because the orders from my juvenile law cases are confidential, I have edited them by using initials in place of the actual names of the parties and witnesses.

First is the Order Granting Petition for Termination of Parental Rights in the Matter of the Termination of the Parent-Child Relationship of K.C. 89D03-1510-JT-000032. The order was entered on January 17, 2016.

Second, is the Order Granting Petition for Termination of Parental Rights in the Matters of A.H. and P.H., 89D03-1509-JT-000029 and 89D03-1509-JT-000030. The order was entered on December 11, 2015.

I selected these first two orders to demonstrate the detailed findings and conclusions that are essential to Termination of Parental Rights cases.

Third, is the Order on Motion to Suppress Evidence for State of Indiana vs. Justin Robbins, 89D03-1501-F6-000022. The order was entered on May 21, 2015. That particular case involved an interesting Fourth Amendment issue, as detailed in the order. After the order was entered, the Defendant pled guilty and was allowed to serve his sentence in a work release center. He later violated the rules of the work release program, and served the balance of his sentence in jail.

Fourth, is the Order on Motion to Suppress Evidence from State of Indiana vs. Heather Shelton, 89D03-1403-CM-000255. The order was entered on June 19, 2014. I selected that particular order for your review, because it includes both Fourth and Fifth Amendment issues.

- B. If applicable, list up to five legislative drafts or court rules you have written or to which you contributed significantly. Refer to them by official citation, date, and subject matter. N/A

- C. If applicable, list up to five of your contributions to legal journals or other legal publications. Provide titles, official citations, and a brief description of the subject matter. N/A

- D. Identify the five most significant legal matters entrusted to you, whether as a judge or lawyer, and describe why you believe them to be so.

Among the various cases I have presided over as Judge, I consider cases involving children to be the most significant. The decisions that I make in adoption cases, as well as cases involving termination of parental rights, dramatically and permanently impact the future of a child and that child's entire family. I refer to these as "forever" decisions, and work arduously to reach the best possible judgment.

The Indiana Supreme Court called on me to serve as the hearing officer for an attorney discipline matter. I consider that case to be among the most important matters I have handled, as it not only significantly affected the career of a fellow attorney, but also involved our entire profession's impact on the citizens of our state.

I consider all cases where I am appointed to serve as Special Judge in another county, to be an incredible opportunity to show the citizens of those counties that all Judges of our state can be depended upon to act fairly, promptly, and impartially, regardless of where we typically serve.

Because they often result in long-term deprivation of a person's freedom, I consider every criminal case on my docket to have individual significance. The outcomes of these cases impact our families and communities, as well as each person charged with having committed a criminal offense.

I also consider the training of my fellow Judges to be one of the most significant matters asked of me. Since taking the bench in 2003, I have made approximately fifty (50) presentations to the trial and appellate court Judges and Magistrates of our state, including seven (7) times in the past two years. Through the National Judicial College, I have also participated in the training of Judges throughout the country. Of the many presentations I have been asked to do, I think those made during our "new Judge" training programs are the most personally rewarding.

7. Efforts to Improve the Legal System, Administration of Justice, or Society

- A. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) toward the improvement of the law, the legal system, or the administration of justice. Include a description of any management or leadership roles you undertook to achieve these goals, and describe any specific instances in which your collaborative efforts helped achieve these goals.

Since taking the trial court bench in 2003, I have dedicated a tremendous amount of time and energy toward the training and education of my judicial colleagues. Learning and understanding various aspects of the law is rewarding; passing that knowledge along to my fellow judges, justices and magistrates, is a modest, but hopefully impactful way for me to contribute to our profession, and to improve our legal system.

I have given approximately fifty (50) presentations to the trial and appellate court judges of our State, as well to judicial officers across the country, by way of the National Judicial College. I take great pride in trying to give a top-shelf presentation, each and every time I have been called upon to help train my fellow judges. I have also attended several “faculty development” classes and seminars, to learn the skills needed to deliver quality presentations.

In addition to judicial education efforts, I have made Continuing Legal Education (CLE) presentations at the Women’s Bar/Bench program held in Culver, Indiana.

While many of my presentations have been solo efforts, I have also been called upon, many times, to make “panel” presentations with fellow judges and magistrates, as well as with professionals from a variety of practice areas and across the branches of government.

Over the past thirteen (13) years, I have served on a variety of committees for the Indiana Supreme Court and Indiana Judicial Center, including the Judicial Education Committee, Probation Committee, Court Personnel Committee, and Juvenile Benchbook Committee. Thanks to appointments by Chief Justice Rush, I currently serve on the Strategic Planning Committee and the Juvenile Justice Improvement Committee. As noted elsewhere in this application, I currently serve on the boards of the Indiana Judicial Conference, the Indiana Judges Association, and the Indiana Council of Juvenile and Family Court Judges (Vice-President).

Additionally, I have created and implemented some important, and successful programs for our court. Working in partnership with local mental health provider Centerstone, we have seen great results from two programs in particular. First, in 2005, we started our “Batterer’s Intervention Program” (BIP), providing essential counseling for perpetrators of domestic violence, both male and female. In 2012, we borrowed from the same successful template, and implemented the “Operating While Intoxicated Intervention Program” (OWI-IP). The OWI-IP program includes a twelve (12) week counseling program designed specifically for first time drunk drivers, with the goal of reducing recidivism within that population.

- B. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) concerning civic, political, or social issues. Include a description of any management or leadership roles you undertook in this area, and describe any specific instances in which your collaborative efforts in this area led to a successful result.

In addition to the training and education contributions I have already described, I take great pride in having worked extensively with one particularly significant legal, social and political issue - the right to trained legal counsel for all children appearing in Juvenile Court. In the course of helping to train juvenile court judges and magistrates across the state, I have made consistent efforts to help my colleagues understand the importance of this fundamental right of our state's children. My personal efforts were reported, in part, on the front page of the November 9-22, 2011 edition of the Indiana Lawyer. I honestly believe that my steadfast contributions to this important issue helped to shape the recently adopted Criminal Rule 25 – *Right To Counsel In Juvenile Delinquency Proceedings*.

- C. Describe your efforts, achievements, or contributions (including written work, speeches, or presentations) to improve your local, state, or national community through charitable work or public service. Include a description of any management or leadership roles you undertook in this area, and describe any specific instances in which your collaborative efforts in this area led to a successful result.

For the past thirteen (13) years, I have been honored to serve the public as the Judge of Wayne Superior Court #3. During these years on the trial court bench, I have made dozens of educational presentations to school children and their teachers; judges, justices and magistrates throughout our State; and to judicial officers across the country, by way of the National Judicial College. I have also enjoyed serving as adjunct faculty at Indiana University East, as well as the local Ivy Tech campus.

Recently, my role as Juvenile Court Judge has included the formation and implementation of the Juvenile Detention Alternatives Initiative (JDAI) program for our county. Joining with the Juvenile Court Judges from Henry and Delaware counties has resulted in recognition for our "tri-county" partnership, and has allowed us to better utilize our counties' resources in the service of our youth.

- D. Describe the nature and extent of any *pro bono* legal services you have contributed.

I was privileged to have served for several years as the judicial appointment to our local Whitewater Valley Pro Bono Commission. During my tenure on the Commission, we weathered the restructuring of the state's Pro Bono districts, and came out on the other end as an independently funded commission, providing vital pro bono services for individuals throughout eastern Indiana.

- E. Indicate your experience teaching law. Provide the dates, names of institutions or programs, and a description of the subject matter taught.

I have greatly enjoyed serving as adjunct faculty at Indiana University East campuses in Richmond and New Castle, Indiana. Over the past several years, dating back to 2002, I have taught seventeen (17) undergraduate classes involving the criminal law.

The semesters when I have been asked to teach the Introduction to Criminal Justice course have been the most personally rewarding. The introductory course attracts students who are still deciding where they want to go with their studies, as well as their careers, and it is exciting to watch their development over the semester. I am always honored when a student from the introductory class enrolls in an upper level class that I am teaching. Many of my former students are now employed as lawyers, probation officers, police officers and in other walks of life, and I always cherish it when they come by the courthouse to share their success stories.

8. Memberships and Other Activities

- A. List any memberships and offices you have held in professional organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

For the past several years, I have served on the Board of Directors of the Judicial Conference of Indiana, as well as the Board of Managers of the Indiana Judges Association. For the past five years, I have also served on the Board of Directors of the Indiana Council of Juvenile and Family Court Judges, and currently serve as the Vice-President of that board.

I have been a member of the Indiana State Bar Association, and the Wayne County Bar Association, since 1992.

- B. List any memberships and offices you have held in civic, charitable, or service organizations, including dates and descriptions of the purposes of the organizations and of your involvement.

I actively served from 2009 through 2015 on the Board of Advisors for the Indiana University East School of Humanities and Social Sciences.

- C. List any memberships you hold in social clubs or organizations. If any restrict its membership on the basis of race, sex, religion, or national origin, please describe your efforts within the organization to eliminate restrictions.

I am not currently a member of any local social clubs, other than the local Knights of Columbus. My father, brother, grandfather, uncles and cousins have been members with the K of C for several decades.

- D. Describe your hobbies and other leisure activities.

I really enjoy running, cycling, swimming and the combination of those three disciplines in the sport of triathlon. I have competed in well over one hundred (100) road races, ranging from 5k to marathon distances, and dozens of duathlons and triathlons. Recently, I have been participating in "Cross Fit" classes at the local fitness center. Cross Fit has challenged me mentally and physically, and is my current fitness passion.

Along with my wife, I spend a lot of leisure time with our two rescue dogs, Stella and Kona. They have been a part of our family now for five years, and bring great happiness to our home. I delight in listening to music, and you would be hard-pressed to find me without music playing in the background. While not blessed with a great amount of mechanical acumen, I also have a good time tinkering with and maintaining bicycles. Lastly, I take joy in writing. I take pride in the orders I prepare for the cases coming before me in court, and when time allows, I write just for fun. I have attached a couple of "short story" format pieces with this application. I love hearing others' thoughts and suggestions on my writing, so know that I would value any feedback you might have on these pieces.

9. Legal Proceedings

- A. List any lawsuits or legal proceedings in any jurisdiction, including but not limited to bankruptcies, dissolutions, and criminal matters to which you have been a party. Provide dates, case numbers, courts, names of other parties, and, if needed, a brief explanation. (If minor children are involved [i.e. an adoption], use initials only.)

None

- B. If you ever have been arrested or cited for any violation of the law other than for routine traffic violations, provide dates, jurisdictions, and an explanation of the event and its resolution.

No

- C. If you have been disciplined or cautioned, formally or informally, by the Indiana Supreme Court Disciplinary Commission, by the Indiana Commission on Judicial Qualifications, by the Indiana Supreme Court, or by similar entities in any other jurisdiction, identify each instance by date, case number (if applicable), and describe the circumstances and the nature of the outcome or resolution.

No

- D. If you have any outstanding federal, state, or local tax obligations, please itemize and explain.

None

10. References

- A. Provide the names of three attorneys who have been your professional adversaries in your practice or who have litigated substantial cases in your court and who would be in positions to comment on your qualifications for appointment to the Indiana Supreme Court(contact information to be included in Part Two of this application).

John Maley

David L. McClintock

Andrew "AJ" Bryson

- B. Provide the names of three professional references other than those listed in Subsection 10A (contact information to be included in Part Two of this application).

The Honorable Matthew Cox

Adam Forrest

Anne Jordan

- C. Provide the names of three personal references other than those listed in Subsection 10A or 10B (contact information to be included in Part Two of this application).

Misty Hollis

Robb Bachmeyer

Kory George

11. State Police Release Form and Photograph

- A. Complete a State Police release form printed on green paper (you may obtain the release form by contacting the Nominating Commission Office at 317-232-4706). Include the release form with the original application only and not with the copies.
- B. Attach a recent photograph of you to the front of the original application and to each copy of your application.(This allows the Commission members to put a face with a name if you are interviewed in person.)

January 20, 2016

/s/ Darrin M. Dolehanty

Date

Applicant Signature

Darrin M. Dolehanty

Printed Name